

ESTTA Tracking number: **ESTTA541161**

Filing date: **06/01/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91206463
Party	Defendant RICH C. YOUNG
Correspondence Address	RICH C YOUNG 333 WEST GARVEY AVE , SUITE 806 ROSEMEAD, CA 91754 UNITED STATES rcy2001@gmail.com
Submission	Other Motions/Papers
Filer's Name	/Rich C. Young/
Filer's e-mail	rcy2001@gmail.com
Signature	/Rich C. Young/
Date	06/01/2013
Attachments	TRADE_Opp 91206463 BHPC Opp First Set Production Documents 06-01-13.pdf(233924 bytes ) TRADE_Opp 91206463 BHPC Opp Initial Disclosure 06-01-13.pdf(229429 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

BHPC ASSOCIATES LLC,  <div style="text-align: right; padding-right: 20px;">Opposer</div>  v/s   YOUNG, RICH C.  <div style="text-align: right; padding-right: 20px;">Applicant</div>	} } } } } } } } } } } }	<b>Opposition No. 91206463</b> <b>Serial No. 85477199</b>
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**RESPONSE TO OPPOSER'S FIRST SET OF REQUESTS FOR PRODUCTION  
OF DOCUMENTS TO APPLICANT RICH C. YOUNG**

Pursuant to the provisions of 37 CFR 2.120 and Rule 34 of the Federal Rules of Civil. Procedure, Opposer, BHPC ASSOCIATES LLC (BHPC") hereby serves the following requests for production of documents upon Applicant, Rich C. Young ("YOUNG") to be answered under oath by Applicant within thirty (30) days of service hereof.

**REQUESTS FOR PRODUCTION:**

Response to request No. 1:

Applicant will product all documents which records, refer to, or relate to the organization, incorporation, structure, operation and activities of Applicant insofar as they relate to any products sold by and/or intended to be sold, offered or promoted by Applicant under Applicant's Mark. Applicant not opens for business yet. So they don't have anything to produce and support it.

Response to request No.2:

Applicant doesn't open for business yet, so Applicant doesn't sign any agreement, contracts yet.

Response to request No. 3:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet.

Response to request No. 4:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet. Therefore Applicant doesn't have any advertising yet.

Response to request No. 5:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in commerce yet.

Response to request No. 6:

Applicant doesn't have any prepare to filing with Corporation Bureau with the image of a Polo player logo.

Response to request No. 7:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet. So Applicant doesn't produce hang tag, packing with the image with Polo player on it.

Response to request No. 8:

Applicant doesn't have any business activities, so Applicant doesn't have any advertisement, item of promotional material, promotional printed materials.

Response to request No. 9:

Applicant doesn't have any business activities, so Applicant doesn't sold any produce bearing with the image of polo player on it.

Response to request No 10:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in the radio, Television commercial advertisements yet.

Response to request No. 11:

Applicant doesn't open for business yet, so Applicant doesn't use Applicant Mark in promotional advertising yet.

Response to request No. 12:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet. So Applicant doesn't have any records or documents of the number of sales.

Response to request No. 13:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet.

Response to request No. 14:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet.

Response to request No. 15:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet. Applicant only to use the Mark, when the Mark have been approved by the Patent & trademark Office.

Response to request No. 16:

Applicant doesn't have any business activities, so Applicant doesn't use Applicant Mark in market yet. Applicant only to use the mark when the mark has been approved by the Patent and Trademark Office.

Response to request No. 17:

Applicant will provide all documents and copy it send to Opposer, if Applicant do have it.

Response to request No. 18:

Applicant will produce all documents identified in response to Opposer's First Set of Interrogatories.

Dated: 1 June 2013

Respectfully submitted

\_\_\_\_\_/Rich C. Young/\_\_\_\_\_  
Rich C. Young  
333 W. Garvey Ave, suite 806  
Monterey Park, CA 91754  
Tel: 626-289-8822  
Email: rcy2001@gmail.com

**CERTIFICATE OF MAILING**

I hereby certify that a true and completed copy of the foregoing Response Opposer's First Set of Request for Production of Documents to Applicant Rich C. Young was by First Class Mail, with sufficient postage prepaid on 1 June 2013.

Dated: 1 June 2013

Robert L. Epstein  
EPSTEIN DRANGEL LLP  
60 East 42<sup>nd</sup> Street, Suite 2410  
New York, NY 10165

By: \_\_\_\_\_/RICH C. YOUNG/\_\_\_\_\_  
Rich C. Young  
333 W. Garvey Ave, Suite 806  
Monterey Park, CA 91754  
Tel: 626-289-8822  
Email: rcy2001@gmail.com

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

	}	
BHPC ASSOCIATES LLC,	}	
	}	
Opposer	}	
	}	
v/s	}	<b>Opposition No. 91206463</b>
	}	<b>Serial No. 85477199</b>
	}	
YOUNG, RICH C.	}	
	}	
Applicant	}	
	}	

**RESPONSE TO OPPOSER’S INITIAL DISCLOSURES**

Pursuant to Fed. R. Civil. P. 26 (a) (1) Applicant, Rich C. Young, hereby provides the following initial disclosures:

- (i) Applicant, Rich C. Young have discoverable information:

The Applicant have been provides the discoverable information are not use of the mark BEVERLY HILLS POLO CLUB and the mark BEVERLY HILLS POLO CLUB & Polo Player Design in conjunction with the marketing and sale of products including clothing by Opposer and by Opposer’s licensees:

David Haddad & Michael Haddad  
BHPC Associates LLC  
1370 Broadway  
New York, NY 10018

- (ii) Description of all documents that Opposer has in its possession, custody or control and may use to its claim:

Applicant agreed that Opposer has all documents relating to the registration and licensing of the mark BEVERLY HILLS POLO CLUB and the mark BEVERLY HILLS POLO CLUB & Polo Player Design, and to the marketing and sale of products, including clothing, in conjunction with those trademarks.

Those documents are located at BHPC Associates LLC's offices at 1370 Broadway, New York, NY 10018.

(iii) Computation of each category of damages:  
Not Applicable.

(iv) Any insurance agreement:  
None

Dated: 1 June 2013

Respectfully submitted,

\_\_\_\_\_  
Rich C. Young  
Rich C. Young  
333 W. Garvey Ave, Suite 806  
Monterey Park, CA 91754  
Tel: 626-289-8822  
Email: [rcy2001@gmail.com](mailto:rcy2001@gmail.com)

**CERTIFICATE OF MAILING**

I hereby certify that a true and completed copy of the foregoing Response Opposer's Initial Disclosures was by First Class Mail, with sufficient postage prepaid, on this 1 June 2013.

Dated: 1 June 2013

Robert L. Epstein  
EPSTEIN DRANGEL LLP  
60 East 42<sup>nd</sup> Street, Suite 2410  
New York, NY 10165

By: \_\_\_\_\_/RICH C. YOUNG/\_\_\_\_\_  
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